

C O V E R
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S H E E T

FAX

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TO: Examiner Jila M. Mohandes
United States Patent and Trademark Office

FAX: (703) 746-4248

FROM: Scott R. Cox, Reg. No. 31,945

DATE: September 9, 2003

No. Pages (including cover): 19

Operator: Holly

Re: In re appl. of: Stefan O. Dick, et. al.
Serial No.: 09/649,903
Filing Date: Aug. 28, 2000
Group No.: 3728
Examiner: Mohandes, Jila M.
For: PACKAGING CONTAINER FOR ELECTRONIC COMPONENTS
Confirmation No.: 7709
Attorney Docket No.: P-1000

Attached are the following documents:

1. Correspondence dated September 9, 2003.
2. Copy of Transmittal Documents and an After Final Amendment filed on July 3, 2003, with the United States Patent and Trademark Office.

PLEASE KINDLY ACKNOWLEDGE RECEIPT OF THIS BY RETURN FACSIMILE.

Scott R. Cox, Attorney

THE INFORMATION CONTAINED IN THIS FAX IS ATTORNEY/CLIENT PRIVILEGED AND CONFIDENTIAL, INTENDED FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT (OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT) YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US BY A COLLECT TELEPHONE CALL AND RETURN THE ORIGINAL MESSAGE TO US AT OUR EXPENSE.

Client: _____

Client #: 93420

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September 9, 2003

Via Telefax Only
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Attn: Examiner Jila M. Mohandesu
United States Patent and Trademark Office
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: In re appl. of: Stefan O. Dick, et. al.
Serial No.: 09/649,903
Filing Date: Aug. 28, 2000
Group No.: 3728
Examiner: Mohandesu, Jila M.
For: PACKAGING CONTAINER FOR ELECTRONIC COMPONENTS
Confirmation No.: 7709
Attorney Docket No.: P-1000

Dear Examiner Mohandesu:

This letter is a follow-up to my telephone conversation with you on September 9, 2003. I enclose with this letter a copy of an After Final Amendment that was filed with the US Patent and Trademark Office on July 3, 2003, concerning the above-referenced application. I also enclose a copy of a post-card that was stamped by the US Patent and Trademark Office on July 7, 2003 acknowledging receipt of this Amendment.

If you have any questions concerning this letter or this Amendment, please contact me. Please note, that the five month time for response to the Final Office Action expires on September 11, 2003. I would appreciate contact from you by telephone as to the nature of your anticipated response to this Amendment as soon as possible, so that I could timely file a response with the USPTO.

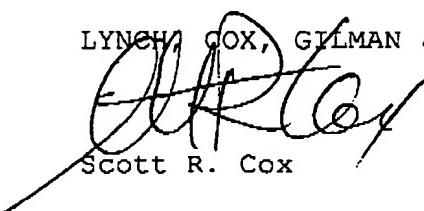
LYNCH, COX, GILMAN & MAHAN P.S.C.

Examiner Jila M. Mohandes
United States Patent and Trademark Office
Re: In re appl. of: Stefan O. Dick, et. al.
Serial No.: 09/649,903
September 9, 2003
Page Two

Your assistance on this matter is greatly appreciated.

Sincerely,

LYNCH, COX, GILMAN & MAHAN, P.S.C.


Scott R. Cox

SRC:hh
Enclosures

C:\WP\CORI\SUDPER06.093
93420

Mail Stop AF
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

July 3, 2003

Sir: Kindly acknowledge receipt of the below identified:

✓AMENDMENT TRANSMITTAL
✓AMENDMENT
✓CHECK FOR PAYMENT OF EXCESS CLAIMS (\$90.00)

In re application of: Stefan O. Dick, et al.

Serial No.: 09/649,903 ✓

Filing Date: Aug. 28, 2000 ✓

Group No.: 3728 Examiner: Mohandes, Jila M. —

For: PACKAGING CONTAINER FOR ELECTRONIC COMPONENTS —

Attorney Docket No.: P-1000 Confirmation No.: 7709 —

Respectfully Submitted,
LYNCH, COX, GILMAN & MAHAN, P.S.C.

Scott R. Cox
Scott R. Cox, Reg. No. 31,945



Practitioner's Docket No. P-1000

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: STEFAN O. DICK, ET AL.

Application No.: 09,649,903 ✓ Group No.: 3728 ✓

Filed: AUG. 28, 2000 ✓ Examiner: Mohandes, Jila M.

For PACKAGING CONTAINER FOR ELECTRONIC COMPONENTS

Confirmation No.: 7709

**RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP**

**Box AF
Commissioner for Patents
Washington, D.C. 20231**

NOTE: To take advantage of the expedited procedure the envelope in which this paper is mailed must-be addressed as shown and must also be marked "Box AF" in the lower left hand corner. Alternatively, this paper can be hand carried to the particular Examining Group or other area of the Office in which the application is pending, in which case any envelope in which this paper is placed must be marked as in the bold type box above. Notice of Sept. 20, 1986 (1059 O.G. 19-20). See M.P.E.P. § 714.13,
7th ed.

AMENDMENT OR RESPONSE AFTER FINAL REJECTION—TRANSMITTAL

1. Transmitted herewith is an amendment after final rejection (37 C.F.R. § 1.116) for this application.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory; Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231
37 C.F.R. § 1.8(a) 37 C.F.R. § 1.10*

TRANSMISSION

- transmitted by facsimile to the Patent and Trademark Office.

Signature

Date: 9/11/03

Holly Adams

(Type or print name of person certifying)

***WARNING:** Each paper or fee filed by Express Mail must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. § 1.10(b).

"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 55,442.

(Amendment or Response After Final Rejection—Transmittal [9-20]—page 1 of 4)

NOTE: Response to Final Rejection—Avoiding Extension Fees “In patent applications wherein a three month Shortened Statutory Period (SSP) is set for response to a Final Rejection, the response would best be filed within two months of the date of the Office Action. If filed within two months, any Advisory Action mailed after the SSP expires will reset the SSP to expire on the date of the Advisory Action for extension fee purposes, but never more than six months from the date of the Final Rejection.” Notice of Nov. 30, 1990 (1122 O.G. 571 to 591). See M.P.E.P. § 714.13, 6th ed., rev. 3.

STATUS

2. Applicant is

- a small entity. A statement:
 - is attached.
 - was already filed.
 - other than a small entity.

EXTENSION OF TERM

NOTE: As to a Supplemental Amendment filed in response to a final office action, the Notice of December 10, 1985 (1051 O.G. 34-35) states:

“If a timely response has been filed after a Final Office Action, an extension of time is required to permit filing and/or entry of a Notice of Appeal or filing and/or entry of an additional amendment after expiration of the shortened statutory period unless the timely-filed response placed the application in condition for allowance. Of course, if a Notice of Appeal has been filed within the shortened statutory period, the period has ceased to run.”

3. _____ (complete (a) or (b), as applicable)

- (a) Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. § 1.17(a)(1)-(4)) for the total number of months checked below:

<u>Extension (months)</u>	<u>Fee for other than small entity</u>	<u>Fee for small entity</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 410.00	\$ 205.00
<input type="checkbox"/> three months	\$ 930.00	\$ 465.00
<input type="checkbox"/> four months	\$ 1,450.00	\$ 725.00

Fee: \$ _____

If additional extension of time is required, please consider this a petition therefor.

(check and complete the next item, if applicable)

- An extension for _____ months has already been secured and the fee paid therefor of \$ _____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ _____

OR

- (b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

(Amendment or Response After Final Rejection—Transmittal [9-20]—page 2 of 4)

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. § 1.16(b)-(d)) has been calculated as shown below:

(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY	OTHER THAN A SMALL ENTITY
CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE OR RATE
TOTAL * 26	MINUS ** 21	= 5	× \$9 = \$	× \$18 = \$ 90.00
INDEP. * 3	MINUS *** 4	= 0	= \$42 = \$	= \$84 = \$
□ FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$140 = \$
			TOTAL \$ ADDIT. FEE \$	OR TOTAL \$ 90.00

- * If the entry in Col. 1 is less than entry in Col. 2, write "0" in Col. 3.
- ** If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, enter "20."
- *** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3."
- The "Highest No. Previously Paid For" (Total or indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

WARNING: See 37 C.F.R. § 1.116.

(complete (c) or (d), as applicable)

(c) No additional fee is required.

OR

(d) Total additional fee required is \$ 90.00.

FEE PAYMENT

5. Attached is a check money order in the amount of \$ 90.00
- Authorization is hereby made to charge the amount of \$ _____
 to Deposit Account No. 03-3420
- to Credit card as shown on the attached credit card information authorization form PTO-2038.

WARNING: Credit card information should not be included on this form as it may become public.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

(Amendment or Response After Final Rejection—Transmittal [9-20]—page 3 of 4)

FEE DEFICIENCY

NOTE: Where there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the case. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, (1065 O.G. 31-33).

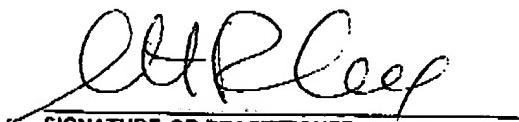
6. If any additional extension and/or fee is required, charge Account No. 03-3420

AND/OR

- If any additional fee for claims is required, charge Account No. 03-3420

Reg. No.: 31,945Tel. No.: (502) 589-4215

Customer No.:

SIGNATURE OF PRACTITIONERScott R. Cox
(type or print name of practitioner)400 West Market Street, Suite 2200
P.O. AddressLouisville, Kentucky 40202

(Amendment or Response After Final Rejection—Transmittal [9-20]—page 4 of 4)

✓
J
Stephen Marcus
Special Program Examiner
Group 3700
T/11/03

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

On re application of :
Stefan O. Dick, et al. : Art Unit: 3728
Serial No. 09/649,903 :
Filing Date: Aug. 28, 2000 : Examiner:
Attorney Docket No. P-1000 : Mohandesu, Jila M.
For: PACKAGING CONTAINER FOR : Confirmation No. 7709
ELECTRONIC COMPONENTS :
Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT

Introductory Comments:

This is an amendment in response to the Office Action of the United States Patent and Trademark Office dated April 11, 2003. Claims 1 and 4 of the application were rejected as being unpatentable over Pakeriasamy '573 in view of Lancesseur. Claims 2-3 and 5-8 were rejected under 35 U.S.C. 103(a) as being unpatentable over Pakeriasamy '573 and Lancesseur as applied to Claim 1 above, and further in view of Martin et al. Finally, Claims 9-17 were rejected under 35 U.S.C. 103(a) as being unpatentable over the above-cited references as applied to Claim 1 above, and further in view of Kitamura et al. The applicants respectfully traverse these rejections.